राजस्थान सरकार
गृह(ग्रुप–1) विभाग

क्रमांक प. 26(68)गृह–1/2019 जयपुर, दिनांकः 26.09.2019

श्री देवदत्त मुखोपाध्याय,
इंटरनेट फ्रिडम फॉउडेशन, ई–215,
तृतीय मंजिल, ईस्ट ऑफ कैलाश,
नई दिल्ली–110065

विषय :–सूचना का अधिकार अधिन्यिम 2005 के तहत सूचना के संबंध में।
सन्दर्भः–आपका पत्र दिनांक 04.07.2019

महोदय,

उपरोक्त विषयान्तर्गत सूचना का अधिकार अधिनियम 2005 के तहत प्रेषित किये गये आवेदन पत्र दिनांक 04.07.2019 (अनुभाग में प्राप्त दिनांक 10.07.2019) में चाही गई वांछित सूचना 4 पृष्ठ संलग्न कर निःशुल्क आपको प्रेषित की जा रही है।

प्रदत्त सूचना से संतुष्ट नहीं होने पर नियमानुसार प्रथम अपीलीय अधिकारी एवं अतिरिक्त मुख्य सचिव, गृह, कमरा नं0 3204, मुख्य भवन, शासन सचिवालय, जयपुर के समक्ष 30 दिवस की अवधि में प्रथम अपील की जा सकती है।

संलग्नः–उपरोक्तानुसार

भवदीय

(पुंकेश शर्मा)
राज्य लोक सूचना अधिकारी एवं
वरिष्ठ शासन उप सचिव, पुलिस

सचिव
Aruna Sundararajan, I.A.S.
Secretary

सत्यमेव जयते

दूरसंचार विभाग
Government of India
Ministry of Communications
Department of Telecommunications

(D. B. Gupta)
Chief Secretary

D.O.No.:800-37/2016-AS.II/1
Dated: 28.09.2018

Dear Shri Gupta,

I would like to draw your attention to the Temporary Suspension of Telecom Services (Public Emergency or Public Safety) Rules, 2017 notified on 7th August, 2017. It has come to the notice of Department of Telecommunications that frequent suspension of Internet services are being ordered by State Governments in circumstances where Public Emergency or Public Safety are not impacted.

2. I would like to apprise you that the Temporary Suspension (Public Emergency or Public Safety) Rules, 2017, empowers the State Governments to issue the directions for temporary suspension of the telecom services only on the occurrence of public emergency or in the Interest of public safety as per the provisions of Section 5 (2) of Indian Telegraph Act, 1885.

3. As you are aware, the Government has embarked upon a program to deliver services to citizens through mobiles and internet apart from promoting a cashless economy. In the absence of Internet connectivity, access to various citizen services is hampered. Further neither banking transaction using credit or debit cards nor Internet banking can be done which leads to hardship to the citizens in their normal day-to-day life activities.

4. In view the above, I would request you to sensitize the concerned officials/ agencies against precipitate actions leading to shut down of Internet services, etc., and also to kindly ensure that the provisions of the abovementioned rules are followed strictly.

With regards,

Yours sincerely,

(Aruna Sundararajan)

Shri Devendra Bhushan Gupta
Chief Secretary
Government of Rajasthan
Secretariat, Jaipur-302005

अरुणा सुंदरराजन, भा.प्र.से.
सचिव
Aruna Sundararajan, I.A.S.
Secretary

(D. B. Gupta)
Chief Secretary

संचार मंत्रालय
दूरसंचार विभाग
Government of India
Ministry of Communications
Department of Telecommunications

गृह (ग्रुप-9) विभाग
शासन सचिवालय, जयपुर
डायरी संख्या ...3127.....
दिनांक .....15/10/18...

सत्यमेव जयते

AS-9

257340/18/15
11.10.18

My Dear Narendra,

D.O.No.:800-37/2016-AS.II/2
Dated: 28 .09.2018

I would like to draw your attention to the Temporary Suspension of Telecom Services (Public Emergency or Public Safety) Rules, 2017 notified on 7th August, 2017, that empower the State Governments to issue the directions for temporary suspension of the telecom services in accordance with the provisions of Section 5 (2) of Indian Telegraph Act, 1885 only. These rules permit only the Union /State Home Secretary to issue directions to suspend the telecom services on the occurrence of public emergency or in the interest of public safety. However, in unavoidable circumstances, where prior permission is not feasible, such direction can be issued by an officer, not below the rank of Joint Secretary. This too requires the concurrence of the Union/State Home Secretary within 24 hours without which the orders issued with regard to suspension of Internet services ceases to exist. The Review Committee, headed by the Chief Secretary, has to record its finding within five working days as to whether such orders were issued in accordance with the provisions of Section 5 (2) of Indian Telegraph Act, 1885.

2. It has been brought to the notice of Department of Telecommunications that State Government of Rajasthan, vide its order no. F 35(1)Home-9/2006 Pt., dated 02.09.2017, has further delegated the powers conferred to State Home Secretary under the rule to the field officers in the State i.e., Divisional Commissioners of the State of Rajasthan and that frequent suspension of Internet services are being ordered by State Government of Rajasthan.

3. As you are aware, the Government has embarked upon a program to deliver services to citizens through mobiles and Internet apart from promoting a cashless economy. In the absence of internet connectivity, access to various citizen services is hampered. Further, neither banking transactions using credit or debit cards nor internet banking can be done which leads to hardship to common citizens in their normal day-to-day life activities.

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4. In view of the above. I would request you to review the notification no. F 35(1) Home-9/2006 Pt., dated 02.09.2017 issued by Home Secretary of Rajasthan vide which powers have been further delegated to the Divisional Commissioners of the State of Rajasthan, and to kindly ensure that the provisions of the abovementioned rules are followed strictly.

Regards,

Yours sincerely,

(Aruna Sundararajan)

Shri Devendra Bhushan Gupta
Chief Secretary,
Government of Rajasthan,
Secretariat, Jaipur, Rajasthan–302005

26/9/19

राजस्थान सरकार
गृह (ग्रुप–9) विभाग

क्रमांक:प.35(4)गृह–9/2017पार्ट2 जयपुर, दिनांक :– 3 OCT 20

समस्त संभागीय आयुक्त,
राजस्थान।

विषय:–दूरसंचार अस्थायी सेवा निलम्बन (लोक आपात या लोक सुरक्षा) नियम 2017 के तहत दूरसंचार सेवाओं के निलम्बन के संबंध में।

महोदय,

उपरोक्त विषयान्तर्गत दूरसंचार अस्थायी सेवा निलम्बन (लोक आपात या लोक सुरक्षा) नियम 2017 अधिसूचना दिनांक 07.08.2017 के तहत दूरसंचार सेवाओं के निलम्बन हेतु राज्य सरकार द्वारा राज्य के समस्त संभागीय आयुक्तों को आदेश दिनांक 02.09.2017 के द्वारा अधिकृत किया गया है।

दूरसंचार अस्थायी सेवा निलम्बन (लोक आपात या लोक सुरक्षा) नियम 2017 के तहत दूरसंचार सेवाओं के निलम्बन के संबंध में सचिव, संचार मंत्रालय, दूरसंचार विभाग नई दिल्ली से प्राप्त पत्र क्रमांक डीओ नम्बर 800–37/2016–AS-II/1 दिनांक 28.09.2018 एवं डीओ नम्बर 800–37/2016–AS-II/2 दिनांक 28.09.2018 की प्रतियां राज्य में इन्टरनेट बन्द किये जाने के संबंध में उक्त अधिसूचना दिनांक 07.08.2017 के तहत नियमानुसार कार्यवाही किये जाने हेतु निर्देशानुसार संलग्न कर प्रेषित की जा रही है।

संलग्न:–उपरोक्तानुसार

भवदीय,

(सुबेसिंह यादव)
शासन विशिष्ठ सचिव
गृह (आपदा प्रबन्धन) विभाग

26/9/19
अनुभागाधिकारी
गृह (ग्रुप–1) विभाग
सचिवालय, जयपुर

जारी किया
30.10.18